

## **CrR 11. PLEAS**

**(a) through (d) [Reserved].**

**(e) Plea Agreement Procedure.**

(1) *In General.* Without court approval, plea agreements in felony cases shall be in writing and signed by the defendant, the defendant's attorney and the attorney for the government. Unless otherwise ordered, all felony plea agreements shall set forth a factual basis for the plea.

**(f) to (h) [Reserved].**

**(i) Felony Pleas Before Magistrate Judges.** The full-time magistrate judges in this district are authorized to accept waivers of indictment and guilty pleas in felony cases with the consent of the defendant, the defendant's attorney, and the United States, and to order a presentence investigation report concerning any defendant who pleads guilty to felony charges (Rules 7(b), 11(a), and 32(c), Fed.R.Crim.P.). In such cases, the United States magistrate judge may conduct the proceedings required by Rule 11, Fed.R.Crim.P., and, if the plea is accepted, order a presentence investigation report pursuant to Rule 32, Fed.R.Crim.P.

If the magistrate judge accepts the plea, the United States magistrate judge shall file a report and recommendation with the district judge to whom the case has been assigned. A copy of such report and recommendation shall be served on all parties. Within ten (10) days after such service, any party may file and serve written objections thereto, and any party desiring to oppose such objections shall have five (5) days thereafter within which to file and serve a written response. The district judge may accept, reject, or modify, in whole or in part, the report and recommendation of the magistrate judge. Sentencing shall take place before the district judge to whom the case has been assigned. This rule in no way precludes any district judge from reserving the function of conducting the proceedings required by Rule 11 in any/all case(s) assigned to the district judge.

[Effective July 1, 1997.]